

4573
1 BILL NO. R-79-08- 37

2 RESOLUTION NO. R

54-79

3 A RESOLUTION of the Common Council
4 setting forth the policy of the City
in regard to the annexation of HIGHVIEW.

5 WHEREAS, the annexation of territory to the City is a legislative
6 function; and,

7 WHEREAS, the Common Council is called upon in the preparation of the
8 City budget to provide for the furnishing of municipal services to the entire
9 City including newly annexed areas; and,

10 WHEREAS, the Common Council desires that newly annexed areas receive
11 the full measure of municipal services; and,

12 WHEREAS, the Common Council has before it an ordinance (Bill No.
13 X-77-07-45) for the annexation of the HIGHVIEW annexation area, more specifically
14 described, to-wit:

15 Commencing at the intersection of the east right-of-way
16 line of Huguenard Road and south right-of-way line of
17 Washington Center Road; thence east along south right-
18 of-way line of Washington Center Road to the northeast
19 corner of Lot #29 Highview Park Addition as recorded
20 in Plat Book 16, Page 9, in the office of the Recorder
21 of Allen County, Indiana; thence south along east line
22 of said Highview Addition to its intersection with the
23 southeast corner of Lot #7 in said Highview Addition,
24 this line being the present Corporate Limit; thence
25 east along a line parallel to centerline of Washington
26 Center Road to the intersection of the northerly right-
27 of-way of Interstate #69; thence northeasterly along
28 the north right-of-way of Interstate #69 to the east
29 right-of-way of Hatfield Road; thence south along the
30 east right-of-way line of Hatfield Road to the north
31 right-of-way line of Burban Street; thence east along
32 north right-of-way line of Burban Street to the west
right-of-way line of Penn-Central R.R.; thence south
along west right-of-way line of Penn-Central R.R. to
the south right-of-way line of Arthur Street; thence
west along south right-of-way line of Arthur Street to
the east right-of-way line of Hatfield Road; thence
south on the east right-of-way line of Hatfield Road
to the north right-of-way line of U.S. #30 and #33;
thence on a line projected northwesterly to the
intersection of the east right-of-way line of Highview
Drive and the north right-of-way line of U.S. #30 and
#33; thence continuing northwesterly along the north
right-of-way of U.S. #30 and #33 to the east right-
of-way of Huguenard Road; thence north along the east
right-of-way line of Huguenard Road to the south right-
of-way of Washington Center Road to the point of beginning.
An area approximately 195 acres.

1 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY
2 OF FORT WAYNE, INDIANA:

3 SECTION 1. That in the case of the HIGHVIEW annexation it is the
4 policy of the City of Fort Wayne to follow the provisions of Common Council
5 Resolution No. with regard to the provision of non-capital and capital
6 services to the annexation area.

7 SECTION 2. That it is the policy of the City to follow the
8 annexation fiscal plan for said described territory as prepared by the
9 Department of Community Development and Planning.

10 SECTION 3. That said plan sets forth cost estimates of the services
11 to be provided, the methods of financing these services, the plan for the
12 organization and extension of these services, delineates the non-capital
13 improvement services to be provided within one (1) year of annexation, the
14 capital improvement services to be provided within three (3) years of annexa-
15 tion, and the plan for hiring employees of other governmental entities whose
16 jobs will be eliminated by this annexation.

17 SECTION 4. Said plan is hereby approved and adopted by the Common
18 Council and shall be in force upon the effective date of the Highview annexa-
19 tion ordinance.

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Councilman

APPROVED AS TO
FORM & LEGALITY


.....
William N. Salin, City Attorney

Read the first time in full and on motion by _____, seconded by

V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 8-14-79

Charles W. Westernman
CITY CLERK

Read the third time in full and on motion by Stier,

seconded by V. Schmidt, and duly adopted, placed on its passage.

PASSED (~~POST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	<u>1</u>	_____	_____	_____
BURNS	<u>X</u>	_____	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____	_____
HUNTER	<u>X</u>	_____	_____	_____	_____
MOSES	<u>X</u>	_____	_____	_____	_____
NUCKOLS	_____	<u>X</u>	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 9-25-79

Charles W. Westernman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. B-54-79 on the 25th day of September, 1979.

ATTEST: (SEAL)

Charles W. Westernman
CITY CLERK

Winfield C. Mayo JR
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of September, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westernman
CITY CLERK

Approved and signed by me this 28th day of September, 1979,
at the hour of 4:30 o'clock P. M., E.S.T.

Robert Elumstony
MAYOR

~~1/24~~

Bill No. R-79-08-37

REPORT OF THE COMMITTEE ON ANNEXATION

We, your Committee on Annexation to whom was referred an Ordinance
A RESOLUTION of the Common Council setting forth the policy
of the City in regard to the annexation of HIGHVIEW

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

JAMES S. STIER - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

VIVIAN G. SCHMIDT

JOHN NUCKOLS

SAMUEL J. TALARICO

James Stier

Vivian G. Schmidt

Samuel J. Talarico

9-25-79
DATE

CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION NO.

A RESOLUTION of the Common Council
setting forth the policy of the City
in regard to the annexation of HIGHVIEW.

WHEREAS, the annexation of territory to the City is a legislative function; and,

WHEREAS, the Common Council is called upon in the preparation of the City budget to provide for the furnishing of municipal services to the entire City including newly annexed areas; and,

WHEREAS, the Common Council desires that newly annexed areas receive the full measure of municipal services; and,

WHEREAS, the Common Council has before it an ordinance (Bill No. X-77-07-45) for the annexation of the HIGHVIEW annexation area, more specifically described, to-wit:

Commencing at the intersection of the east right-of-way line of Huguenard Road and south right-of-way line of Washington Center Road; thence east along south right-of-way line of Washington Center Road to the northeast corner of Lot #29 Highview Park Addition as recorded in Plat Book 16, Page 9, in the office of the Recorder of Allen County, Indiana; thence south along east line of said Highview Addition to its intersection with the southeast corner of Lot #7 in said Highview Addition, this line being the present Corporate Limit; thence east along a line parallel to centerline of Washington Center Road to the intersection of the northerly right-of-way of Interstate #69; thence northeasterly along the north right-of-way of Interstate #69 to the east right-of-way of Hatfield Road; thence south along the east right-of-way line of Hatfield Road to the north right-of-way line of Burban Street; thence east along north right-of-way line of Burban Street to the west right-of-way line of Penn-Central R.R.; thence south along west right-of-way line of Penn-Central R.R. to the south right-of-way line of Arthur Street; thence west along south right-of-way line of Arthur Street to the east right-of-way line of Hatfield Road; thence south on the east right-of-way line of Hatfield Road to the north right-of-way line of U.S. #30 and #33; thence on a line projected northwesterly to the intersection of the east right-of-way line of Highview Drive and the north right-of-way line of U.S. #30 and #33; thence continuing northwesterly along the north right-of-way of U.S. #30 and #33 to the east right-of-way of Huguenard Road; thence north along the east right-of-way line of Huguenard Road to the south right-of-way of Washington Center Road to the point of beginning. An area approximately 195 acres.

BE IT THEREFORE, RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That in the case of the HIGHVIEW annexation it is the policy of the City of Fort Wayne to follow the provisions of Common Council Resolution No. with regard to the provision of non-capital and capital services to the annexation area.
2. That it is the policy of the City to follow the annexation fiscal plan for said described territory as prepared by the Department of Community Development and Planning.

Resolution No.
Highview Annexation

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3. That said plan sets forth cost estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services, delineates the non-capital improvement services to be provided within one (1) year of annexation, the capital improvement services to be provided within three (3) years of annexation, and the plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.
4. Said plan is hereby approved and adopted by the Common Council and shall be in force upon the effective date of the Highview annexation ordinance.

Councilperson

APPROVED AS TO FORM AND LEGALITY

4010
TITLE OF ORDINANCE Highview Annexation Resolution

B-79-08-37.

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Resolution confirms that the City has developed a definite policy for providing services to the Highview annexation area. It also clearly links the proposed general annexation resolution with the annexation fiscal plan and the annexation ordinance for Highview. This appears to be required by Indiana annexation law, I.C. 18-5-10-25, as recently revised.

EFFECT OF PASSAGE A definite policy is established for providing services to the Highview annexation area and the City is more assured of acting consistently with Indiana annexation law. (I.C. 18-5-10-25)

EFFECT OF NON-PASSAGE The City could pass an annexation ordinance for Highview that is not consistent with Indiana annexation law. (I.C. 18-5-10-25)

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by the Highview Annexation fiscal plan.

ASSIGNED TO COMMITTEE (J.N.)

Annexation